

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA**

STATE FARM FIRE AND CASUALTY	:	
COMPANY a/s/o Robert Roehm and	:	
Patricia Roehm	:	
Plaintiff,	:	C.A. No. 02-CV-4019
v.		
ELECTROLUX and LOWE'S HOME	:	
CENTERS, INC.	:	JURY TRIAL DEMANDED
Defendant.	:	

PLAINTIFF'S MOTION TO DISMISS ITS COMPLAINT WITH PREJUDICE

AND NOW, this 15th day of July 2003, comes the Plaintiff State Farm Fire and Casualty Company (hereinafter "State Farm") files the following Motion to Dismiss with Prejudice.

Plaintiff respectfully requests that this Honorable Court dismiss Plaintiff's Complaint with prejudice.

Respectfully Submitted,

**FREY, PETRAKIS, DEEB, BLUM
BRIGGS & MITTS, P.C.**

By: _____/s/ _____
STEPHEN J. ALEXANDER, ESQ.
Attorney for Defendants
1601 Market Street, 6th Floor
Philadelphia, PA. 19103
(215) 563-0500

Dated: July 15, 2003

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EASTERN DISTRICT OF PENNSYLVANIA**

STATE FARM FIRE AND CASUALTY
COMPANY a/s/o Robert Roehm and
Patricia Roehm

Plaintiff,

: C.A. No. 02-CV-4019

v.

ELECTROLUX and LOWE'S HOME
CENTERS, INC.

Defendant.

: JURY TRIAL DEMANDED

ORDER

AND NOW, this _____ day of _____, 2003,
upon consideration of Plaintiff's Motion to Dismiss it's Complaint with
Prejudice, and there being no opposition filed by Defendants, it is hereby
ORDERED that Plaintiff's Motion is **GRANTED**.

IT IS FURTHER ORDER AND DECREED, that Plaintiff's Complaint is
Dismissed with Prejudice.

BY THE COURT:

THE HONORABLE LEGROME D. DAVIS

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	Plaintiff,	C.A. No. 02-CV-4019
	:	
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	:	
ELECTROLUX and LOWE'S HOME	:	
CENTERS, INC.	:	JURY TRIAL DEMANDED
	Defendant.	:

CERTIFICATION OF SERVICE

I, STEPHEN J. ALEXANDER, ESQUIRE, hereby verify that the Plaintiff's Motion to Dismiss its Complaint with Prejudice in the within matter was served on Defendant, Lowe's Home Centers and Electrolux via regular mail at said defendant's attorney at the following address on July 15, 2003:

Jackie Canter, Esquire
Marshall, Dennehey, Warner, Coleman & Goggin
1845 Walnut Street
Philadelphia, PA 19103

Cheryl M. Nicholson, Esquire
Mallon & Blatcher
12 South Monroe Street
Media, PA 19063

I hereby verify that the foregoing are true and correct to the best of my knowledge, information and belief. I understand that the statements therein are made subject to the penalties of 18 Pa. C.S. §4904 relating to unsworn falsification to authorities.

**FREY, PETRAKIS, DEEB, BLUM,
BRIGGS & MITTS, P.C.**

By: _____/s/ _____
STEPHEN J. ALEXANDER, ESQUIRE

Dated: July 15, 2003